

MEETINGS TO DATE 9
NO. OF REGULARS 8
NO. OF SPECIALS 1

LANCASTER, NEW YORK
APRIL 18, 1983

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 18th day of April, 1983, at 8:00 P.M. and there were

PRESENT: STANLEY JAY KEYSA, SUPERVISOR
RONALD A. CZAPLA, COUNCILMAN
ROBERT H. GIZA, COUNCILMAN
LEONARD E. GRZYBOWSKI, COUNCILMAN
DONALD E. KWAK, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
DOMINIC J. TERRANOVA, TOWN ATTORNEY
RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY
ROBERT L. LANEY, BUILDING INSPECTOR
MALCOLM J. FRANCIS, ASSESSOR

BID OPENINGS:

None

PUBLIC HEARINGS:

None

OFFICIAL REPORTS:

None

COMMITTEE REPORTS:

Councilman Czapla, for the Tree Planting Committee, reported that the 1983 Tree Planting Program is underway and it is anticipated that before the end of the week more than 300 trees will be planted by Gleason's Nursery.

Councilman Czapla, again for the Tree Planting Committee, presented a letter from Gleason's Nursery recommending the planting of a species known as "Summit Ash" along Warner Road.

This particular area was left out of the general tree planting bid contract because of the past failure of trees in this area due to poor soil conditions.

The Town Board, later in the meeting, authorized Gleason's Nursery, Inc. to plant approximately twenty-one trees on Warner Road at a cost of \$40.00 per tree.

Councilman Czapla, for the Insurance Committee, presented a letter from Thill-Demerly Agency, Inc. explaining the reason for an increase in the Town's liability insurance for the year 1983.

The Town Clerk was directed to place this communication on the next Town Board agenda.

Councilman Giza, for the Buildings Committee, reported that both the Lancaster Garden Club and the Lancaster Historical Society have requested use of the Senior Citizens Center on Clark Street for a short period of time during the month of June and July 1983.

Councilman Giza indicated that the committee will allow them to use the premises with certain restrictions because the building will still be undergoing some renovation at that time.

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

RESOLVED, that the minutes of the meeting of the Town Board
held April 4, 1983, as presented by the Town Clerk, be and hereby are
approved.

The question of the adoption of the foregoing resolution was
duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	ABSTAINED**
SUPERVISOR KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

April 18, 1983

** Councilman Kwak abstained from voting due to the fact he was absent
from the last Town Board meeting held April 4, 1983.

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN KWAK, WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 GIZA, TO WIT:

WHEREAS, the Town of Lancaster deems it in the public interest to conduct an enumeration of the dog population of the Town of Lancaster, including the Village of Lancaster and that part of the Village of Depew contained within the Town of Lancaster, for the purpose of adequate enforcement of Article 7 of the New York State Agricultural and Markets Law, more commonly known as the New York State Dog Licensing Law, and

WHEREAS, Richard Stonebraker, Terri Stonebraker, Patricia Long, Ernest Brown, Kathy Brown, Robert Rozek, Jr., Celia Kicak, and Sandy Wiess have indicated a willingness to contract with the Town of Lancaster and conduct a house-to-house census of the dog population of the Township at a cost to the Town of Lancaster of fifty (\$0.50) cents for each dog enumerated, and

WHEREAS, a proposed contract between the Town Board of the Town of Lancaster and the Dog Enumerators has been reviewed by the Town Board and is on file with the Town Clerk,

NOW, THEREFORE, BE IT

RESOLVED, that Stanley Jay Keysa, Supervisor of the Town of Lancaster, be and is hereby authorized to execute an agreement between the Town of Lancaster and Richard Stonebraker, Terri Stonebraker, Patricia Long, Ernest Brown, Kathy Brown, Robert Rozek, Jr., Celia Kicak, and Sandy Wiess for a special dog census and enumeration to be conducted in the Town of Lancaster, including the Village of Lancaster and that portion of the Village of Depew which falls within the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

April 18, 1983

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, a vacancy exists on the Board of the Town of Lancaster
Youth Bureau due to the resignation of Rev. John Whiteford, and

WHEREAS, the Chairman of said Board, by letter dated March 18, 1983,
has recommended the appointment of an individual to fill said vacancy,

NOW, THEREFORE, BE IT

RESOLVED, that Lee Skinner, 33 School Street, Lancaster, New York,
be and is hereby appointed a member of the Board of the Town of Lancaster
Youth Bureau for the period April 18, 1983 to May 31, 1984.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

April 18, 1983

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN KWAK , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 GRZYBOWSKI , TO WIT:

WHEREAS, the Bowmansville Volunteer Fire Association, Inc., by letter dated, April 13, 1983, has requested the confirmation of one (1) Probationary limited active member, duly elected to the Membership of the Bowmansville Volunteer Fire Association, Inc.,

WHEREAS, the Bowmansville Volunteer Fire Association, Inc., by same letter, has requested the deletion of one (1) member from the active roster of the Bowmansville Volunteer Fire Association, Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster confirms the addition to the membership of the following individual in the Bowmansville Volunteer Fire Association, Inc. and the deletion of an individual from the membership roster of the Bowmansville Volunteer Fire Association, Inc. as follows:

PROBATIONARY LIMITED ACTIVE MEMBER

William Phillips
 559 Harris Hill Road
 Lancaster, New York 14086

DELETION

Carlton Cimmerer, Jr.
 9 E. Drullard Street
 Lancaster, New York 14086

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

April 18, 1983

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GRZYBOWSKI , TO WIT:

WHEREAS, the Town Board has heretofore received bids for the
furnishing of all materials, labor and equipment for the installation of water
service line, certain plumbing improvements, electrical, interior and exterior
repairs to the filter building and bath house, and the improvement and
embellishment of recreational facilities at Keysa Town Park;

NOW, THEREFORE, BE IT

RESOLVED, in accordance with the recommendation and report of
Krehbiel Associates, dated April 18, 1983, and filed with the Town Clerk, the
contract for the installation of water service line, certain plumbing
improvements, electrical, interior and exterior repairs to the filter building
and bath house, and the improvement and embellishment of recreational
facilities at Keysa Town Park, be and hereby is awarded to FERRY CONCRETE
CONSTRUCTION CO., INC., 3179 Walden Avenue, Depew, New York 14043, in the
amount of \$45,275.00, being the lowest responsible bid in accordance with the
specifications on file with the Town Clerk, and

BE IT FURTHER

RESOLVED, that the Supervisor be and herety is authorized and
directed to execute the contract for same.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

pril 18, 1983

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Town Assessor, by letter dated April 18, 1983, has recommended to the Town Board the appointment of Michael J. Forton, 43 Woodlawn Avenue, Lancaster, New York, to the position of temporary, part-time Real Property Appraiser-Estimator Trainee, for a period to commence on April 20, 1983 and terminate on September 7, 1983, in the service of the Assessor's Office of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that MICHAEL J. FORTON, 43 Woodlawn Avenue, Lancaster, New York, be and is hereby appointed to the temporary, part-time position of Real Property Appraiser-Estimator Trainee in the service of the Assessor's Office, for a period to commence on April 20, 1983 and terminate on September 7, 1983, at an hourly rate of \$5.25.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN GRYZBOWSKI	VOTED	NO
COUNCILMAN KWAK	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon ^{duly} ~~unanimously~~ adopted.

April 18, 1983

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GRZYBOWSKI , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Fund	No. 3646 to 3726 Incl.	\$179,343.05
Highway Fund	No. 1606 to 1631 Incl.	\$ 27,822.95
Special District Fund	No. 649 to 653 Incl.	\$155,616.63
Trust & Agency Fund	No. 653 to 655 Incl.	\$ 18,494.76
Federal Revenue Sharing Fund	No. 565 to 576 Incl.	\$ 38,345.28
Capital Fund	No. 664 to 666 Incl.	\$ 12,091.84
Community Development Fund	No. 1124 to 1129 Incl.	\$ 1,948.54
Improvement Facilities (Rehab. Escrow Acct.)	No. 111 to 111 Incl.	\$ 2,542.27

and,

BE IT FURTHER

RESOLVED, that the claims of Depew Electrical Supply for \$242.07,
Rogers Village Hardware for \$5.55, Suburban Health Care Centers for \$47.26,
Quermback Electric Inc. for \$1,395.26, Wehle Electric Co., Inc. for \$210.40, and
M. Kotansky & Son for \$48.00 be and are hereby approved and the Supervisor be
and is hereby ordered to submit these claims for payment from Community
Development Project No. 436314, Senior Citizens Improvement Project.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN GRZYBOWSKI	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

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The resolution was thereupon unanimously adopted.

April 18, 1983

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

RESOLVED, that the following Building Permit Applications be and
are hereby approved and the issuance of Building Permits be and are hereby
authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
26	Pride Builders	103 Pleasant View Dr.	EXT. FR. SIN. DWLG
27	Marrano Corp.	24 Fox Hunt Rd.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
28	Marrano Corp.	36 Tanglewood Dr.	ER. FR. BRK. VEN. SIN. DLWG, PVT. GARAGE
29	Mark Cray	6 Pheasant Run La.	ER. FR. SHED
30	Lucille C. Pfeil	47 Schlemmer Rd.	EXT. FR. SIN. DWLG
31	St. Adalberts R.C. Church	6174 Broadway	ER. BRK. CON. REIN. STRUCTURE
32	David Pokigo	8 Squirrel Run La.	ER. VINYL SWIM. POOL
33	Macaluso Bldg. Corp.	86 Gunville Rd.	ER. STEEL STOR. BLDG.
34	Kathy D'Agostino	775 Schwartz Rd.	ER. FR. PVT. GARAGE

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~xxx~~
The resolution was thereupon unanimously adopted.

April 18, 1983

Councilman Czaplá requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, Gleason's Nursery, Inc., 4780 Sheridan Drive, Williamsville, New York 14221, by letter dated April 16, 1983, has notified the Town Clerk that as a result of a meeting between Gleason's Nursery and the Chairman of the Tree Planting Committee of the Town Board of the Town of Lancaster, a decision was made to plant a certain species of tree, namely Summit Ash, on Warner Road that could substantiate the conditions of that particular area, and

WHEREAS, Gleason's Nursery, Inc., 4780 Sheridan Drive, Williamsville, New York 14221 has tendered an offer to plant Summit Ash trees on Warner Road, for Forty (\$40.00) Dollars per tree, including stakes, wire, hose, peat, and soil as necessary for planting,

NOW, THEREFORE, BE IT

RESOLVED, that the letter offer of Gleason's Nursery, Inc., dated April 16, 1983, to plant Summit Ash Trees on Warner Road, at a cost of Forty (\$40.00) Dollars per tree, including stakes, wire, hose, peat and soil necessary for planting be and is hereby authorized, and

BE IT FURTHER

RESOLVED, that the Chairman of the Tree Planting Committee, or his designated representative, be and is hereby authorized to place an order with Gleason's Nursery, Inc., 4780 Sheridan Drive, Williamsville, New York 14221, for planting of Summit Ash trees on Warner Road.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES	COUNCILMAN KWAK	VOTED YES
COUCNILMAN GIZA	VOTED YES	SUPERVISOR KEYSA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES		

The resolution was thereupon unanimously adopted.

April 18, 1983

PERSONS ADDRESSING TOWN BOARD:

Donald Symer, 610 Columbia Avenue, expressed concern to the Town Board about homeowners installing satellite-ground receiving stations in residential areas.

His questions and comments were referred to the Planning Board Chairman, the Town Attorney, and the Building Inspector for research and report to the Town Board.

Mr. Symer also urged the Town Board and the Town Recreation Commission to look into the feasibility of undertaking a soccer field and soccer field program as part of the official recreation program of the Town of Lancaster.

Mr. Thomas Karcher, 4 Squirrel Run, expressed a concern that certain areas within the Countryside Subdivision should be posted for no parking on both sides of the street where currently only one side is posted.

Mr. Karcher was informed that the Chief of Police is currently reviewing and updating the parking restrictions within Countryside Subdivision and that a report will be forthcoming from the Police Department at which time the Town Board will consider modifying, if necessary, the Vehicle and Traffic Ordinance of the Town of Lancaster.

Mr. David Pokigo, 8 Squirrel Run, asked the Town Board if something could not be done to force the contractors who are building homes within Countryside Subdivision to clean up their construction sites.

Mr. Pokigo cited roofing papers, bits of insulation and cuttings of wood that are always strewn about the construction sites within the subdivision which gives a very unsightly appearance to this beautiful area.

The Building Inspector was instructed to investigate, photograph, and report back to the Town Board on this matter.

STATUS REPORT ON UNFINISHED BUSINESS:

1. Dumping Permit - Helen Fahey
On April 18, 1983, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
2. Public Improvement Permit Authorization - Country View East Subdivision, Phase 1 (Marrano)
The retention has not yet been accepted but completion is secured by a Letter of Credit expiring on November 1, 1983.
3. Public Improvement Permit Authorization - Heritage Hills Subdivision, Phase 1
The Town Board is awaiting maintenance security for P.I.P. No. 65 (retention pond) prior to acceptance.
4. Public Improvement Permit Authorization - Woodview Estates Subdivision
The Town Board authorized issuance of P.I.P. No. 57 (sidewalks) and No. 58 (street lighting) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision.
5. Road Acceptance - Pasquale Drive
On November 15, 1982, the Town Board tabled this matter for further study.
6. Subdivision Approval - Lancaster Industrial Commerce Center
On May 12, 1981, the N.Y.S. Dept. of Audit and Control acknowledged receipt of water, sanitary sewer, and drainage district applications.
7. Subdivision Approval - Plumb Bottom Estates
On June 1, 1981, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
8. Traffic Study - Bowen Road and Broadway
On November 30, 1982, the N.Y.S. Dept. of Transportation forwarded to the Supervisor a traffic count for the intersection of Broadway and Bowen Roads.
9. Traffic Study - Genesee Street and Ransom Road
On September 14, 1982, the N.Y.S. Dept. of Transportation informed the Board that their investigation is complete and recommended approval of a portion of the embankment on the south east quadrant of the intersection and eventual reconstruction of the intersection. On October 6, 1982, Assemblyman Graber, at the request of the Town Board, replied that he will act on reconstruction of this intersection as swiftly as possible.
10. Traffic Study - Speed Reduction on William Street
On May 20, 1982, the N.Y.S. Dept. of Transportation reported that they are re-evaluating this matter as their caseload permits.

COMMUNICATIONS:DISPOSITION

260. Town Clerk to Supervisor -
Monthly report for March 1983.
261. Hamburg Town Clerk to Town Clerk -
Resolution adopted 3/28/83 supporting
Comptroller Whelan's proposal for local
rating agency.
262. D.C.O. to Town Board -
Monthly report for March 1983.
263. Town Clerk to Town Board -
Resume of actions taken in regards to
Town Board meeting held 4/4/83.
264. Town Clerk to Town Board -
Transmittal of Dumping Permit Application
filed by Helen Fahey.
265. Supervisor to Town Board -
Report of funds invested during month
of March 1983.
266. Town Clerk to Town Board -
Transmittal of "Register of Selected
Contracts".
267. Erie County Governments to Supervisor -
Notice of meeting to be held 4/28/83 at
East Aurora.
268. Lunkers Anglers Fishing Club to Town Board -
Expression of appreciation for use of park
on 4/2/83 for Easter Egg Hunt.
269. Lancaster Fourth of July Committee to
Supervisor -
Invitation to participate in 1983 Fourth
of July parade.
270. Supervisor to Global Cable TV -
Request for financial statement and
appropriate franchise fee.
271. Bowmansville V.F.A. to Town Board -
Recommendation of new member to active
roster.
272. County Dept. of Environment and Planning to
Supervisor -
Comments regarding Comptroller's audit
of County sewer districts.
273. Youth Bureau Ex. Director to Supervisor -
Notification of positive evaluation for
Social Work Counselor.
274. County Employment and Training Services to
Supervisor -
Information regarding County Summer
Youth Program.
275. Supervisor to Town Board -
Proclamation setting 4/22/83 as Girl Scout
Leader's Day.
276. Supervisor to Town Board -
Proclamation setting week of May 8th as
Shatter Silence Week.

R & F

SUPERVISOR

R & F

R & F

BLDG. INSPECTOR

R & F

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TOWN CLERK FOR
REPLY

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YOUTH BUREAU

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COMMUNICATIONS CONT'D.:DISPOSITION

277. Richard Risman to Supervisor -
Commendation of Lt. Suchyna.
278. Habiterra Associates to Town Clerk -
Transmittal of various documents in
connection with re-roofing construction
project.
279. Planning Board to Town Board -
Minutes from meeting held 4/6/83.
280. Town Clerk to Wm. and Mildred Miles -
Transmittal of resolution approving
variance petition.
281. Town Clerk to P. Kauffman and M. Peterson -
Transmittal of resolution approving
temporary revocable special permit.
282. Town Clerk to H. Bennett and J. Hoch -
Transmittal of resolution approving
variance petition.

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SUPERVISOR

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The Supervisor requested a suspension of the necessary rule for
immediate consideration of the following communications -
SUSPENSION GRANTED.

283. Assessor to Town Board -
Recommendation of employment of Real
Property Appraiser - Estimator Trainee,
Part Time.
284. Lancaster Fire Council, Inc. to Town Board
List of newly elected officers and
request for joint meeting with Towns of
Lancaster and Alden.
285. All Peoples Congress to Town Board -
Notice of filing with Public Service
Commission for 50% reduction in gas rates.
286. Krehbiel Associates to Town Board
Recommendation that bid for Improvements
at Keysa Park be awarded to Ferry Concrete
Construction Co., Inc.

R & F

SUPERVISOR

ENERGY COMMISSION

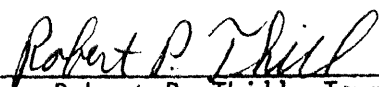
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ADJOURNMENT:

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN
BOARD AND CARRIED, the meeting was adjourned at 9:05 P.M. out of respect to:

CAMILLE WOJCIECHOWSKI ✓

Signed



Robert P. Thill, Town Clerk